

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

GERALD HESTER, on behalf of himself and)
all others similarly situated,)
)
Plaintiff,)
)
vs.)
)
VISION AIRLINES, INC.,)
)
Defendant.)
_____)

Case No.: 2:09-cv-00117-RLH-RJJ

O R D E R


(Objection to Order of Magistrate
Judge—#158)

Before this Court is an Order (#152) entered by the Honorable Magistrate Judge Johnston regarding Plaintiff Gerald Hester's Motion to Compel (#93), filed January 20, 2010. Defendant Vision Airlines, Inc. filed their Objection to Magistrate Judge Johnston's Order (#158) on September 15, 2010 in accordance with Local Rule LR IB 3-1 of the Rules of Practice of the United States District Court for the District of Nevada. Hester filed a Response (#160) on September 16, 2010, and this matter was referred to the undersigned for consideration.

The Court has conducted a *de novo* review of the record in this case in accordance with 28 U.S.C. §636(b)(1)(A)–(C) and Local Rule IB 3-1 and determines that the Order of Magistrate Judge Johnston is not clearly erroneous or contrary to law and should be affirmed.

1 IT IS THEREFORE ORDERED that Magistrate Judge Johnston's Order (#152) is
2 AFFIRMED, Vision's Objections (#158) are overruled, and Hester's Motion to Compel (#93) is
3 GRANTED.

4 Dated: September 21, 2010

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7 **ROGER L. HUNT**
8 **Chief United States District Judge**
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